

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Melvin Chandler LLC)
(Property Identification Number) PCB 16-
05-022-002-06) (Tax Certification)
)

NOTICE

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

John Theirrault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Austin Chandler
RR1 Box 181A
Oquawka, Illinois 61469

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: Michael S. Roubitchek
Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

DATED: April 18, 2016

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Melvin Chandler LLC)
(Property Identification Number) PCB 16-
05-022-002-06) (Tax Certification)
)

APPEARANCE

The undersigned, as one of its attorneys, hereby enters an APPEARANCE on behalf of Respondent,
Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: *Michael S. Roubitchek*
Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

DATED: April 18, 2016

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217)782-5544

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Melvin Chandler LLC)
(Property Identification Number) PCB 16-
05-022-002-06)) (Tax Certification)
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RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

The Illinois Environmental Protection Agency ("Illinois EPA") hereby files its Recommendation pursuant to Section 125.204 of the regulations of the Illinois Pollution Control Board ("Board"), 35 Ill. Adm. Code 125.204.

1. On November 9, 2015, the Illinois EPA received a request from Melvin Chandler LLC (log number TC-28-15, Exhibit A) for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204.
2. The facility's address is:

Melvin Chandler LLC
2650 N. 1950 E
Little York, IL 61453

The proposed water pollution control facilities in this request are located in Section 22, T12N, R4W of the 4th P.M. in Henderson County, at the above street address and consist of the following:

Livestock waste management facilities consisting of one concrete manure pit (approximately 281.33 ft. x 71.167 ft. x 8 ft. deep), four concrete pump out ports (each approximately 6 ft. x 6 ft. x 8 ft. deep), and slotted floors over the pit.


These livestock waste management facilities are used to collect, transport, and/or store livestock waste prior to cropland application, and are further described in Exhibit A.

3. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), and Section 125.200(a) of the Board's regulations, 35 Ill. Adm. Code 125.200(a), define "pollution control facilities" as:

any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: eliminating, preventing, or reducing air or water pollution ...or treating, pretreating, modifying or disposing of any potential solid, liquid or gaseous pollutant which if released without treatment, pretreatment modification or disposal might be harmful, detrimental or offensive to human, plant or animal life, or to property.
4. In order to receive preferential tax treatment as pursuant to 35 ILCS 200/11-5 (2014), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2014) and 35 Ill. Adm. Code 125.200(a).
5. Upon receipt of a tax certification application, the Illinois EPA must file a recommendation on the application with the Board, 35 Ill Adm. Code 125.204(a).
6. Based on the information in the application and the purpose of the facility, it is the Illinois EPA's engineering judgment that the described facilities may be considered "pollution control facilities," pursuant to 35 Ill. Adm. Code 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in 35 Ill. Adm. Code 125.200, and are eligible for tax certification from the Board.

WHEREFORE, the Illinois EPA recommends that the Board issue the requested tax certification.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

Dated: April 18, 2016

Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544



1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829
BRUCE RAUNER, GOVERNOR LISA BONNETT, DIRECTOR

Memorandum

To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section *AK*

Date: April 5, 2016

Re: Melvin Chandler, LLC
RR1 Box 181A
Oquawka, IL 61469
Recommendation of Tax Certification
Log # TC-28-15
Property ID # 05-022-002-06

The Bureau of Water received a request on November 9, 2015 from Melvin Chandler, LLC for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204. We offer the following recommendation.

The water pollution control facilities in this request include the following:

Melvin Chandler, LLC
2650 N 1950 E
Little York, IL 61453

Section 22, T12N, R4W of the 4th PM in Henderson County

Livestock waste management facilities consisting of one concrete manure pit (approximately 281.33 ft. x 71.167 ft. x 8 ft. deep), four concrete pump out ports (each approximately 6 ft. x 6 ft. x 8 ft. deep) and slotted floors over the pit. These livestock waste management facilities are used to collect, transport, and/or store livestock waste prior to cropland application.

These facilities are further described in the enclosed applications and supporting documents.

Based on the information included in this submittal, it is our engineering judgment that the above proposed facilities may be considered "Pollution Control Facilities" under 35 IAC 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in this section, and therefore eligible for tax certification from the Illinois Pollution Control Board. The Bureau of Water therefore recommends that the Board issue the requested tax certification for these facilities.

If you have any questions regarding the above, please contact Jenny Larsen at 217/782-0610.

SAK:JML:Tax Certs\Livestock\LogTC-28-15.docx

cc: Tax Cert File

Watershed Unit Tax Certification Review Sheet

Project Name: Melvin Chandler LLC

Location: Little York, IL

Reviewer: Jenny Larsen

Date: 12/09/2015

Log number: TC-28-15

Type: Agchem
 Livestock

Applicant:

Austin Chandler

RR1 Box 181A

Oquawka, IL 61469

Contact: Austin Chandler

Phone: (309)337-3995

Facility:

2650 N 1950 E

Little York, IL 61453

Property ID: 05-022-002-06

County: Henderson

Legal Description:

S: 22 T: 12N R: 4W PM: 4th

Signature: Austin Chandler

Title: Member

Date Control Devices installed: 06/2015

Wastes: Livestock waste is applied to cropland.

Agrichemical rinsate and spillage is recycled through the facility and/or land applied.

Other: _____

Physical Description of Pollution Control Devices:

This livestock facility consists of one concrete manure pit (approximately 281.33 ft. x 71.167 ft. x 8 ft.), four concrete pump out ports (approximately 6 ft. x 6 ft. x 8 ft. deep) and slotted floors over the pit to collect livestock waste. The manure is pumped out of the pits and applied to the fields as crop fertilizer.

12/08/2015- Spoke with Austin Chandler. He told me that the pit was installed around June of 2015 and there are slotted floors.

The primary purpose for these structures is to contain livestock waste thereby preventing contaminated water runoff.

Recommended Action: Permit the above mentioned structures.

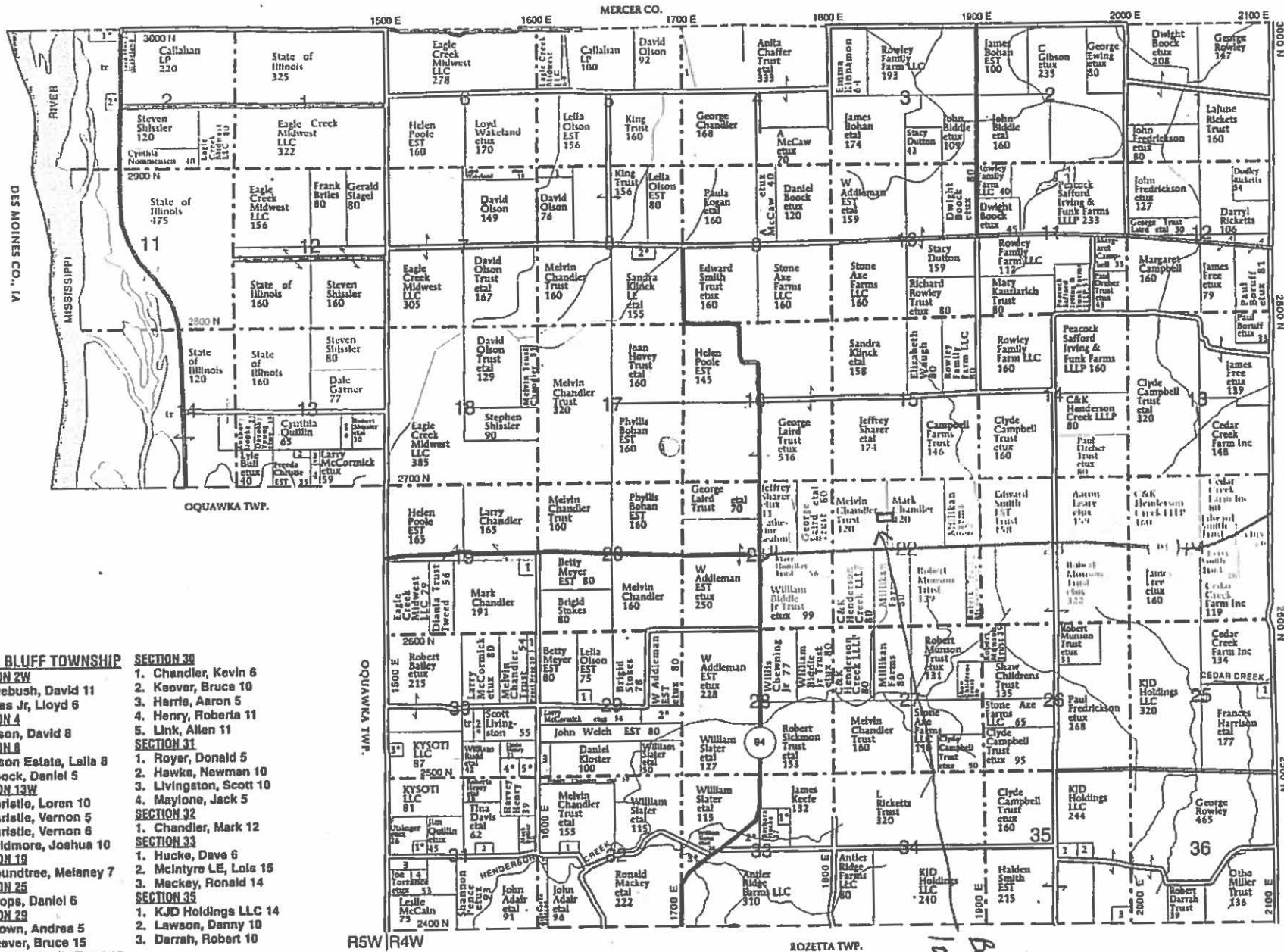
*** PCB 2016-104 ***
 This Agency is authorized to request this information under Illinois Revised Statutes, 1979, Chapter, 120, Section 502a-5. Disclosure of this information is voluntary. However, failure to comply could prevent your application from being processed or could result in denial of your application for certification.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 P. O. Box 19276, Springfield, IL 62794-9276

FOR AGENCY USE

File No	Date Received	Certification No	Date	
Sec. A APPLICANT	Company Name <i>Melvin Chandler LLC</i>			
	Person Authorized to Receive Certification <i>Austin Chandler</i>		Person to Contact for Additional Details <i>Austin Chandler</i>	
	Street Address <i>RRI Box 181A</i>		Street Address <i>RRI Box 181A</i>	
	Municipality, State & Zip Code <i>Ogawka, IL 61469</i>		Municipality, State & Zip Code <i>Ogawka, IL 61469</i>	
	Telephone Number <i>309-337-3995</i>		Telephone Number <i>309-337-3995</i>	
	Location of Facility Quarter Section	Township <i>12 N</i>	Range <i>4 W</i>	Municipality <i>Little York</i>
	Street Address		County <i>Henderson</i>	Township <i>Bald Bluff</i>
	Property Identification Number		Parcel Number <i>05-027-002-06</i>	Book Number
	Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location <i>Swine Production</i>		
Water Pollution Control Construction Permit No.		Date Issued		
NPDES PERMIT No.		Date Issued		
		Expiration Date		
Air Pollution Control Construction Permit No.		Date Issued		
Sec. C MANUFACTURING PROCESS	Describe Unit Process			
	Materials Used in Process			
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility <ul style="list-style-type: none"> - Diagram attached to application - Dimension of Pit = 281'4" x 71'2" x 8' deep - Dimension of pump outs = 6'x6' x 8' deep (4 total) - All concrete construction 			

Sec. E	(1) Nature of Contaminants or Pollutants		
POLLUTION CONTROL FACILITY - CONTAMINANTS			Material Retained, Captured or Recovered
	Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
	<i>Swine manure</i>	<i>Swine manure</i>	<i>land applied</i>
(2) Point(s) of Waste Water Discharge			
<i>none</i>			
		Plans and Specifications Attached	Yes No
(3)	Are contaminants (or residues) collected by the control facility?		Yes No
(4)	Date installation completed _____ status of installation on date of application <i>complete</i>		
ACCOUNTING DATA	(5)	a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	\$ <i>500,000</i>
		b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$
		c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$
		d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$
		e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% <i>55%</i>
Sec. F	The following information is submitted in accordance with the Illinois Property Tax Code, as amended, and to the best of my knowledge, is true and correct. The facilities claimed herein are "pollution control facilities" as defined in Section 11-10 of the Illinois Property Tax Code.		
SIGNATURE	<i>Aunt Chandh</i>		<i>Member</i>
	Signature		Title
Sec. G	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION		
General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.			
INSTRUCTIONS	Sec. A	Information refers to applicant as listed in the tax records and the person to be contacted for further details or for inspection of facilities. Define facility location by street address or legal description. A plat map location is required for facilities located outside of municipal boundaries. The property identification number is required.	
	Sec. B	Self-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)	
	Sec. C	Refers to manufacturing processes or materials on which pollution control facility is used.	
	Sec. D	Narrative description of the pollution control facility, indicating that its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility. State permit number, date, and agency issuing permit. A narrative description and a process flow diagram describing the <u>pollution control facility</u> . Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an <u>average</u> analysis of the influent and effluent of the control facility stating the collection efficiency.	
	Sec. E	List air contaminants, or water pollution substances released as effluents to the manufacturing processes. List also the final disposal of any contaminants removed from the manufacturing processes. Item (1) - Refers to pollutants and contaminants removed from the process by the pollution control facility. Item (2) - Refers to water pollution but can apply to water-carried wastes from air pollution control facilities. Submit drawings, which clearly show (a) Point(s) of discharge to receiving stream, and (b) Sewers and process piping to and from the control facility. Item (3) - If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value in dollars reclaimed by sale or reuse of the collected substances. State the cost of reclamation and related expense. Item (4) - State the date which the pollution control facility was first placed in service and operated. If not, explain. Item (5) - This information is essential to the certification and assessment actions. This accounting data must be completed to activate project review prior to certification by this Agency.	
	Sec. F	Self-explanatory. Signature must be a corporate authorized signature.	
	Submit to:	Attention:	Attention:
	Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Al Keller Permit Section Division of Water Pollution Control	Donald E. Sutton Permit Section Division of Air Pollution Control



T-12-N

BALD BLUFF PLAT
Warren Co.

R-4-5-W

BALD BLUFF TOWNSHIP

SECTION 2W

1. Ruebush, David 11
2. Lees Jr, Lloyd 6

SECTION 4

1. Olson, David 8

SECTION 8

1. Olson Estate, Lella 8
2. Boock, Daniel 5

SECTION 13W

1. Christie, Loren 10
2. Christie, Vernon 5
3. Christie, Vernon 6
4. Skidmore, Joshua 10

SECTION 19

1. Roundtree, Metaney 7

SECTION 25

1. Toops, Daniel 6

SECTION 29

1. Brown, Andrea 5
2. Keever, Bruce 15
3. Kloster Family Trust 10

SECTION 30

1. Chandler, Kevin 6
2. Keever, Bruce 10
3. Harris, Aaron 5
4. Henry, Roberta 11
5. Link, Allen 11

SECTION 31

1. Royer, Donald 5
2. Hawks, Newman 10
3. Livingston, Scott 10
4. Maylone, Jack 5

SECTION 32

1. Chandler, Mark 12

SECTION 33

1. Hucks, Dave 6
2. McIntyre LE, Lois 15
3. Meckey, Ronald 14

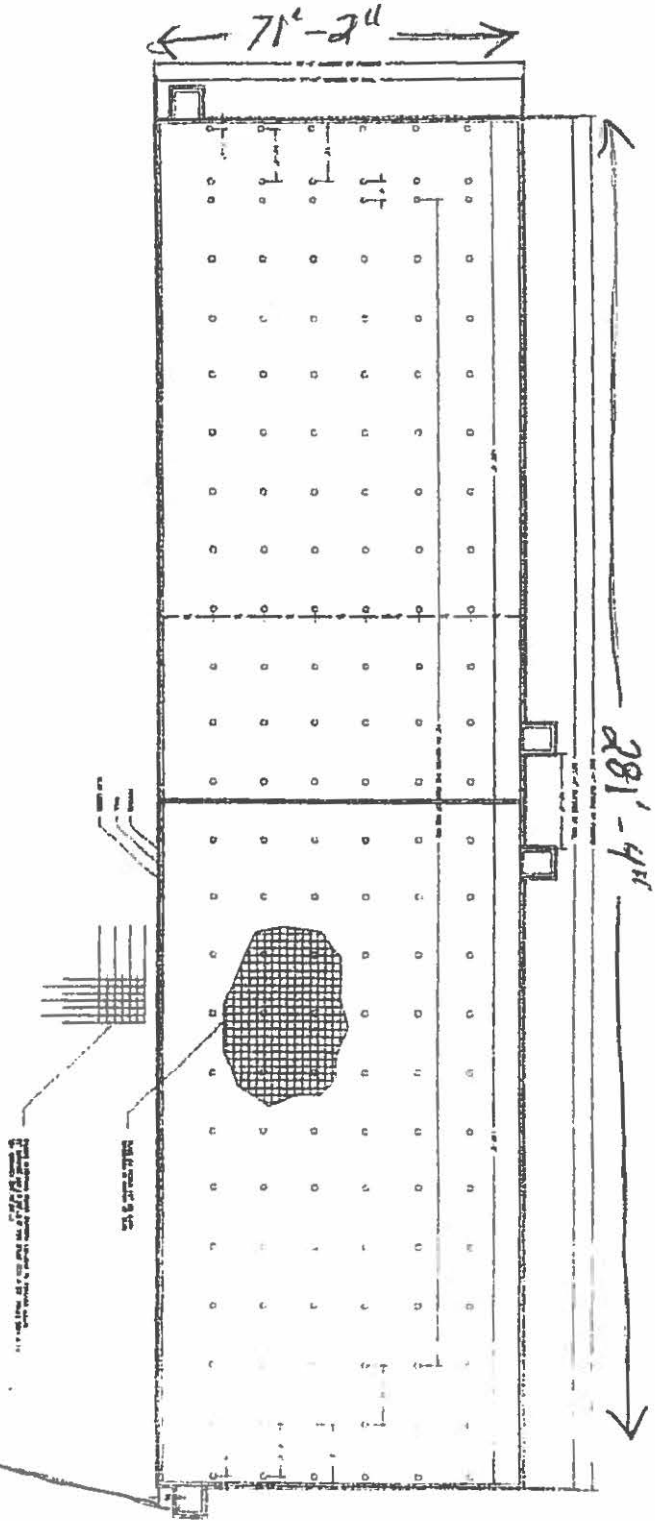
SECTION 35

1. KJD Holdings LLC 14
2. Lawson, Danny 10
3. Darrah, Robert 10

Barn location

- Pit and Pit Pump-Outs are Concrete Construction

Pit Depth = 8 Feet



THE CONCRETE DIMENSIONS LISTED HEREIN ASSIGNED TO L.L.C. HAS PROVIDED FOR THE BARN SHOULD BE USED FOR NON-STRUCTURAL REPAIRS (TYPICAL DIMENSIONS OF THE BARN, COLUMN PITCHES, SET-OUT LOCATIONS FOR PANS, ETC.)
 PLUMB & MESH HAVE ENGINEERED THIS BARN FOR THE KANSAS DEPARTMENT OF AGRICULTURE AND THEIR DIMENSIONS SHOULD BE USED FOR THE STRUCTURAL INTERIOR OF THE BARN. (FRESH SPACES, SITE OF REBAR, FORMING DEPTH, WALL THICKNESS, ETC.)

- Pit Pump-Out Dimensions
 6' wide x 6' wide x 8' High
 - 4 Pit Pump Outs
 Locations

PLUMB & MESH ENGINEERING, INC. 1001 W. 10th St. Topeka, KS 66604
 PROJECT: BARN REPAIRS
 DATE: 04/18/2016
 DRAWING NO: 001

PLUMB & MESH ENGINEERING, INC. 1001 W. 10th St. Topeka, KS 66604
 PROJECT: BARN REPAIRS
 DATE: 04/18/2016
 DRAWING NO: 001

PLUMB & MESH ENGINEERING, INC. 1001 W. 10th St. Topeka, KS 66604
 PROJECT: BARN REPAIRS
 DATE: 04/18/2016
 DRAWING NO: 001



STATE OF ILLINOIS

COUNTY OF SANGAMON

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CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of April 18, 2016, the attached **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, upon the following persons by First Class U.S. Mail, with proper postage or delivery charges prepaid:

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
P.O. Box 19033
Springfield, Illinois 62794

Austin Chandler
RR1 Box 181A
Oquawka, Illinois 61469

[Electronic Filing]

Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago, Illinois 60601

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544
217.782.9143 (TDD)

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